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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,) 2:20-CR-00089-WBS
12 Plaintiff,)
13 v.) **ORDER EXCLUDING TIME UNDER
14 RIGOBERTO GUERRA-SALCEDO, and) THE SPEEDY TRIAL ACT
RAYMOND LEON RODRIGUEZ,) JURY TRIAL: July 26, 2022
15 Defendants.) TIME: 9:00 a.m.
16) COURT: Hon. William B. Shubb
17)**

ORDER

19 On February 14, 2022, the parties appeared before the Court for a Status Hearing.
20 At the hearing, the Court set the matter for a Jury Trial on July 26, 2022. At the hearing,
21 the parties agreed that time should be excludable pursuant to 18 U.S.C. § 3161(h)(7)(A),
22 B(iv) [Local Code T4] between February 14, 2022, and July 26, 2022, based on defense
23 preparation for trial and the unavailability of defense counsel. Counsel for defendant
24 Rodriguez represented to the Court that he has two state court murder trials that will
25 prevent him from effectively preparing in this case until the July 26, 2022 trial date. In
26 addition, counsel for defendant Guerra-Salcedo advised the United States the additional
27 time is necessary to for defense counsel with meet with the defendant, review discovery,
28 and prepare for trial in this matter. Both defendants utilize the service of a Spanish

1 language interpreter and the availability of Spanish language interpreters has contributed
2 to the need for more time to prepare in this case.

3 Accordingly, the Court ORDERS THAT based on the representations made at the
4 February 14, 2022 Status Hearing, the ends of justice served by continuing the case as
5 requested outweigh the interest of the public and the defendant in a trial within the
6 original date prescribed by the Speedy Trial Act.

7 Therefore, for the purpose of computing time under the Speedy Trial Act, 18 U.S.C.
8 § 3161, et seq., within which trial must commence, the time period of February 14, 2022,
9 to July 26, 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A),
10 B(iv) [Local Code T4] because it results from a continuance granted by the Court at
11 defendant's request on the basis of the Court's finding that the ends of justice served by
12 taking such action outweigh the best interest of the public and the defendant in a speedy
13 trial.

14 **IT IS SO ORDERED.**

15 Dated: February 14, 2022



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE

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